

C.C.R.B CASE CLOSING FORM

Investigator assigned: Menzin		Team: 5	CCRB#: 9805420	<input checked="" type="checkbox"/> Force <input checked="" type="checkbox"/> Discourtesy <input checked="" type="checkbox"/> Abuse <input type="checkbox"/> O.L. <input checked="" type="checkbox"/> Injury
Date of incident: 12/6/98 12/20/98	Time of incident: 6:39 AM 1:45 AM	Location of incident: East 28th Street, Manhattan "	Pct. of occurrence: 013	Date S.O.L. Expires: 6/06/00
Date reported: 12/23/98	Time reported: 12:01 PM	To whom/where/how reported: Complainant made complaint by phone to CCRB		
Complainant: § 87(2)(b)		Home address: § 87(2)(b)		
Victim(s): § 87(2)(b)		Home address: § 87(2)(b)		
Witness(es): § 87(2)(b) § 87(2)(b) § 87(2)(b)		Home address: § 87(2)(b) § 87(2)(b) unknown		
Subject officer(s) (include rank): PO Joseph Bonner Unidentified		Shield: 24686 unknown	Tax: 915329 unknown	Command: 014 unknown
Witness officer(s) (include rank): Unidentified		Shield: unknown	Tax: unknown	Command: unknown
Allegation(s) by letter: A) PO Bonner used discourteous language on December 12, 1998 when he told § 87(2)(b) "Just shut up and turn around" and "Shut the fuck up" in violation of PG 104-01 B) PO Bonner abused his authority on December 6, 1998 when he threatened to use excessive force, telling § 87(2)(b), "Just shut up before I push you and you fall" in violation of PG 104-01 C) PO Bonner used excessive force on December 6, 1998 when he grabbed § 87(2)(b) arm and dragged her to the patrol car in violation of PG 104-01 D) PO Bonner abused his authority on December 20, 1998 when he refused § 87(2)(b) a phone call while she was in custody in violation of PG 110-02				Recommendation(s): § 87(2)(g)

Synopsis

§ 87(2)(g) The investigator scheduled three interviews with the complainant. The complainant missed three interviews and did not

respond to follow up attempts. Additionally, the two witnesses did not respond to numerous messages left for them and letters sent.

Summary of Complaint

§ 87(2)(b) states that on December 20, 1998 at 1:45 AM, she had parked her car on East 28th Street between Park Avenue and Lexington Avenue. § 87(2)(b) was meeting her friend § 87(2)(b) on the opposite side of East 28th Street to go to a club. § 87(2)(b) parked her car and crossed the street and got into her friend, § 87(2)(b) car. As soon as § 87(2)(b) was seated in § 87(2)(b) car, two officers approached § 87(2)(b) car. § 87(2)(b) recognized one of the officers as PO Bonner who had arrested § 87(2)(b) on December 6, 1998. § 87(2)(a) 160.50 PO Bonner told § 87(2)(b), "You are going to jail." § 87(2)(b) got out of the car. She states that PO Bonner did not tell her why she being arrested. PO Bonner told her, "Just shut up and turn around." PO Bonner handcuffed § 87(2)(b) and took her the Midtown South Precinct.

On the way to the precinct, § 87(2)(b) states that she asked PO Bonner for the number to CCRB. PO Bonner told § 87(2)(b) that the telephone number was 1-800-CCRB. PO Bonner then proceeded to give § 87(2)(b) different numbers to CCRB. § 87(2)(b) continued to ask what the number was. PO Bonner then told § 87(2)(b) "Shut the fuck up." PO Bonner then stated that he was not going to tell her anything.

At Midtown South, § 87(2)(b) asked five different officers for the number to CCRB.

The officers ignored § 87(2)(b) request. § 87(2)(b) then asked PO Bonner to let her make her allotted one phone call. § 87(2)(b) told PO Bonner that she was going to call CCRB with her one phone call. PO Bonner told § 87(2)(b) "You're not getting a phone call." § 87(2)(b) states that she was not allowed to make her phone call. § 87(2)(b) states that while she was at the precinct she was handcuffed to a cage on a window and as a result her arm was bruised. § 87(2)(b) did not seek medical attention. § 87(2)(b)

§ 87(2)(b) stated that when she was arrested she was with a friend § 87(2)(b) and § 87(2)(b) § 87(2)(b) was arrested § 87(2)(a) 160.50 (arrest report printout) § 87(2)(b) was also arrested for the same offense.

On December 6, 1998, at 6:30 AM § 87(2)(b) states that she was at the same location as on December 20, 1998. § 87(2)(b) had just returned from a club with her friends § 87(2)(b) and § 87(2)(b) § 87(2)(b) states that PO Bonner approached § 87(2)(b) car and told § 87(2)(b) that she was under arrest. § 87(2)(b) states that she did not understand why she was being arrested as she had not done anything wrong. PO Bonner handcuffed § 87(2)(b) § 87(2)(b) states that PO Bonner grabbed her arm and began to drag her towards the patrol car. § 87(2)(b) had on very high heels and could not keep up with PO Bonner. § 87(2)(b) told PO Bonner that he was walking too quickly. PO Bonner replied, "Oh shut up before I push you and you fall." § 87(2)(b) was with two friends § 87(2)(b) and § 87(2)(b) § 87(2)(b) was arrested § 87(2)(a) 160.50 (arrest report printout).

Results of Investigation

§ 87(2)(b), § 87(2)(g) The investigator contacted § 87(2)(b) on December 22, 1998. § 87(2)(b) and the investigator arranged an interview for December 29, 1999 at 1:00 PM. At this time, § 87(2)(b) stated that she did not know § 87(2)(b) address or telephone number, but would try to get it. Additionally, § 87(2)(b) stated that she did not know the addresses or phone numbers for § 87(2)(b) or § 87(2)(b). However, § 87(2)(b) stated that she works with § 87(2)(b). On December 29, 1998, § 87(2)(b) called to cancel the appointment. The investigator and § 87(2)(b) rescheduled the appointment for January 4, 1998 at 1:00 PM. § 87(2)(b) did not appear for her appointment. On January 4, 1999, the investigator called § 87(2)(b) and the investigator rescheduled the appointment for January 7, 1999. On January 7, 1999, § 87(2)(b) missed her second interview and did not call to reschedule. The investigator sent § 87(2)(b) a missed appointment letter. On January 7, 1999, the investigator left a message for § 87(2)(b) at her workplace with § 87(2)(b). The investigator also left a message for the witness

§ 87(2)(b) asking her to call the investigator. On January 13, 1999, the investigator called § 87(2)(b) and scheduled a third appointment with § 87(2)(b) for January 14, 1999. § 87(2)(b) missed her third appointment and did not call to reschedule.

The investigator sent contact letters to § 87(2)(b) and § 87(2)(b) on January 7, 1999 and on January 14, 1999. Additionally, the investigator left a message for § 87(2)(b) at her workplace on January 7, 1999 with § 87(2)(b). On January 17, 1999 the investigator left a message for § 87(2)(b) with § 87(2)(b) asking her to call the investigator. On January 26, 1999 the investigator left a message for § 87(2)(b) at her workplace with § 87(2)(b). On January 27, 1998, the investigator left another message for § 87(2)(b) with § 87(2)(b). On February 4, 1999, the investigator left a message for § 87(2)(b) at her workplace with § 87(2)(b) § 87(2)(b) confirmed on February 4, 1998 that § 87(2)(b) had received the messages that the investigator had left for her.

On January 13, 1999, § 87(2)(b) supplied § 87(2)(b) home phone number. On January 14, 1999 and on January 19, 1999 the investigator attempted to call § 87(2)(b) at home and her line was busy. On January 26, 1999, the investigator left a message for § 87(2)(b) at her home with § 87(2)(b) asking her to call the investigator. On January 27, 1999, the investigator left a message on § 87(2)(b) home answering machine asking her to call the investigator. On February 4, 1999, the investigator attempted to call § 87(2)(b) at home. § 87(2)(b) was asleep. The investigator left a message for § 87(2)(b) with § 87(2)(b) asking her to call the investigator. To date, the investigator has not heard from § 87(2)(b), § 87(2)(b) or § 87(2)(b).

Conclusions and Recommendations

§ 87(2)(g)

Investigator:	<u><i>[Signature]</i></u>	Date:	<u>2/22/99</u>
Supervisor:	<u>Mildred Varela</u>	Date:	<u>2.22.99</u>
Reviewed by:	_____	Date:	_____
Reviewed by:	_____	Date:	_____